



California Fair Political Practices Commission

July 22, 1987

Kirk Alan Pessner
Nielsen, Merksamer, Hodgson,
Parrinello & Mueller
650 California Street, Suite 2650
San Francisco, CA 94108

Re: 87-203

Dear Mr. Pessner:

Your letter requesting advice under the Political Reform Act was received on July 21, 1987 by the Fair Political Practices Commission. If you have any questions about your advice request, you may contact me directly at (916) 322-5662.

We try to answer all advice requests promptly. Therefore, unless your request poses particularly complex legal questions, or more information is needed, you should expect a response within 21 working days if your request seeks formal written advice. If more information is needed, the person assigned to prepare a response to your request will contact you shortly to advise you as to the information needed. If your request is for informal assistance, we will answer it as quickly as we can. (See Commission Regulation 18329 (2 Cal. Adm. Code Sec. 18329).)

You also should be aware that your letter and our response are public records which may be disclosed to the public upon receipt of a proper request for disclosure.

Very truly yours,

Jeanne Pritchard
Chief
Technical Assistance and Analysis
Division

JP:jaj

LAW OFFICES OF
NIELSEN, MERKSAMER, HODGSON, PARRINELLO & MUELLER

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

SACRAMENTO

1030 FIFTEENTH STREET, SUITE 250
SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 446-6752

650 CALIFORNIA STREET, SUITE 2650

SAN FRANCISCO, CALIFORNIA 94108

TELEPHONE (415) 989-6800

FILE NUMBER

July 17, 1987

Ms. Mary Ann Kvasager
Fair Political Practices Commission
Post Office Box 807
Sacramento, California 95804-0807

Re: Disclosure on Forms 461 and 465

Dear Mary Ann:

In our telephone conversation today, I advised you of a factual situation outlined below and you provided the following advice. Please review the question and answer as outlined below and if you believe the advice to be correct, please indicate so by signing the letter and returning it to me in the enclosed envelope provided.

FACTS

I advised you of a factual situation in which a corporation had made independent expenditures to qualify a ballot measure in a city. The amount of expenditures were in excess of \$500. Since January 1, 1987, this same corporation has made some direct campaign contributions to candidates for legislative office, state constitutional office, county and city offices throughout the state. However, the aggregate of direct monetary and non-monetary contributions to all candidates during this calendar year does not reach \$10,000. I asked you what forms must be filed by this corporation and where must they be filed?

RESPONSE

You advised the following:

1. A Supplemental Independent Expenditure Report (FPPC Form 465) must be filed in the city where the independent expenditures were made to qualify the ballot measure.
2. The Independent Expenditure and Major Donor Committee Statement (FPPC Form 461) would contain both the independent expenditures made in the

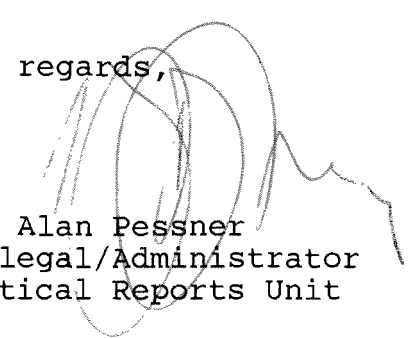
Ms. Mary Ann Kvasager
July 17, 1987
Page 2

qualification of the ballot measure in the city and all other monetary and non-monetary contributions made throughout the state.

3. Since FPPC Form 461 discloses contributions and independent expenditures in more than one city and more than one county, the corporation qualifies as a state general purpose committee and would file the Form 461 on semi-annually filing deadlines in 1987 with the Secretary of State, the Registrars of Voters in Los Angeles and San Francisco County and the County of Domicile.

If I have misstated any of your advice, please do not hesitate to contact me.

Kind regards,



Kirk Alan Pessner
Paralegal/Administrator
Political Reports Unit

KAP:ryb

Mary Ann Kvasager

Date

A-87-523

LAW OFFICES OF
NIELSEN, MERKSAMER, HODGSON, PARRINELLO & MUELLER
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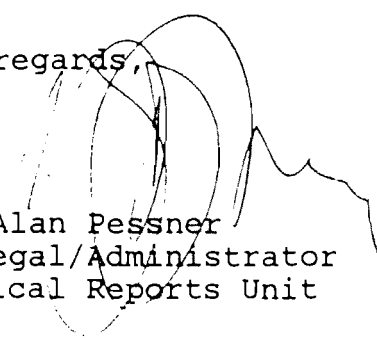
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Kind regards,



Kirk Alan Pessner
Paralegal/Administrator
Political Reports Unit

KAP:ryb

Mary Ann Kvasager

August 4, 1987
Date

A 87-203
FPPC Advice No.

Under "Response," paragraph number 1, add the following language:

1. Form 465 is filed at the same time(s) and place(s) as are the campaign statements filed by the candidate or measure supported or opposed by the independent expenditures.